

March 27, 1973

this word from the statutes. Line 12, in the standing committee amendments. Very end word.

SENATOR JOHNSON: I see no reason why it shouldn't be deleted.

SENATOR SIMPSON: Mr. President I'm going to move to strike the word asylums, in line 12 of the standing committee amendments.

PRESIDENT: Any further discussion of that amendment? All those in favor of the amendment please signify by saying aye, those opposed say no, so ordered the amendment is adopted and the word is stricken. Senator Kelly back to you sir. Senator Kelly excuse me, I miscalled the shot here, Senator Duis first and then Senator Kelly.

SENATOR DUIS: Mr. President, I just received a copy of the fire department's "Smoke Eater" this morning in which they congratulated everybody for the ultimate defeat of 199 in the public works committee which would have made a rule and regulation out of the life safety code 101. Now what I'm interested in, and that's LB 180, just how much good it really does and no criticism Senator Johnson, I'm really deeply concerned. We give the right of appeal here, but I don't if that actually does you any good or not. Just recently, a town in my district, the city hall was condemned, they, it's a very peculiar situation that took place, the fire station was in it, the city hall and a few other things, would have cost them approximately three hundred thousand dollars to have replaced it. There becomes a little thought at the time as to whether or not there possibly might be a little collusion involved here because of the need of a new possible wanting of a new building rather than the need of a building, but that state fire marshall's office, offices demand by their deputy required that this be done within 90 days, that this building be destroyed and torn down within 90 days. Now if you have a right of appeal, I don't know how much you are going to get done, because the city for instance could not have a bond issue within the 90 days, or get a building built and had absolutely no place to go. Very fortunately in this instance I did call the Governor's office and he, his office had the state fire marshall himself go out to look at the building and upon his looking at the building, then he stayed the orders and they had two engineers come and look at the building and they told him the building was alright, that it needed a little rewiring and a little fixing up and it would be in pretty good shape, so apparently they got back in the situation but as long as a life safety code 101 is a statute I don't think that we can do anything about waving any of it's provisions. It's just exactly like having a speed limit out here of 65 miles an hour and I don't think we can wave that 65 miles an hour nor can the Governor, the administrative department that is, executive of the Judicial branch of Government, and what we are doing here, we're doing nothing in this bill except giving the right of appeal, and I wonder Senator Johnson, do you really think this will do what the people need to have done in order to be able to escape with some of these things that are happening at the state fire marshall's office, life safety code 101?

PRESIDENT: Senator Johnson do you care to respond?

SENATOR JOHNSON: No I don't think it will do the things that we'd like to have done.

SENATOR DUIS: I'm real concerned, I'm with you, I believe in the preservation of life and limb and health and everything else but what we are doing here is, and I'm going along with you with your bill to give the right of appeal, but I think we are in a very, very serious situation with out life safety code 101